UNITED STATES ENVIRONMENTAL PROTECTION AGENCY



REGION 2 290 BROADWAY NEW YORK, NY 10007-1866

FEB 0 6 2017

<u>CERTIFIED MAIL - RETURN RECEIPT REQUESTED</u> Article Number: 7016 2070 0001 1397 3706

Mark Weiss, Mayor Village of Hewlett Harbor 449 Pepperidge Road Hewlett Harbor, New York 11557

Re: Request for Information, Section 308 of the Clean Water Act ("CWA")

Village of Hewlett Harbor Docket No. CWA-IR-17-020

Municipal Separate Storm Sewer System Permit NYR20A062

EPA Compliance Evaluation Outfall Reconnaissance Inspection September 13 and 26,

2016

Honorable Mayor Weiss:

The purpose of this Request for Information ("RFI") letter is to require you to submit information related to the Municipal Separate Storm Sewer System ("MS4") for the Village of Hewlett Harbor to the United States Environmental Protection Agency ("EPA").

The Village of Hewlett Harbor is regulated by the New York State Department of Environmental Conservation ("NYSDEC") Phase II stormwater program which regulates small MS4s. Through the New York State Pollution Discharge Elimination System ("SPDES") program, NYSDEC's current General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) (GP-0-15-003) ("Permit") NYR20A062 became effective on May 1, 2015 and expires on April 30, 2017. The current MS4 permit is available at http://www.dec.ny.gov/docs/water_pdf/ms4permit.pdf.

Section 308(a) of the CWA, 33 U.S.C. § 1318(a), provides that whenever it is necessary to carry out the objectives of the CWA, including determining whether or not a person/agency is in violation of Section 301 of the CWA, 33 U.S.C. § 1311, the EPA shall require the submission of any information reasonably necessary to make such a determination. Under the authority of Section 308 of the CWA, EPA may require the submission of information necessary to assess the compliance status of any facility/site and its related appurtenances. Therefore, pursuant to the authority vested in the Administrator of EPA under Section 308(a) of the CWA, 33 U.S.C. § 1318(a), which authority has been duly redelegated to the undersigned, it is hereby requested that you provide the information requested in the "REQUEST FOR INFORMATION" section below.

On September 13 and 26, 2016, representatives of the EPA conducted a Compliance Evaluation Outfall Reconnaissance Inspection ("CEI") at the subject MS4 to visit all of the Village's MS4 outfalls and assess the dry weather discharges.

REQUEST FOR INFORMATION

The Village of Hewlett Harbor is hereby required, pursuant to the authority contained in Section 308(a) of the Clean Water Act, 33 U.S.C. § 1318(a) to submit the following information <u>within</u> 45 calendar days of receipt of this RFI:

- 1. Respond to the Potential Non Compliance Items and Areas of Concern contained in the attached inspection report along with how each was corrected and the approximate date that it was or will be corrected. If an item will not be corrected, please provide a written explanation for not correcting the particular item.
- 2. Please provide records of the Outfall Reconnaissance Inventory inspections required by Part V.A.3.d of the MS4 Permit for the past 5 years.

CERTIFICATION

Any documents to be submitted must be sent by certified mail or its equivalent and shall be signed by an authorized representative of the respective entity (see 40 C.F.R. § 122.22), and shall include the following certification:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

All information required to be submitted by this request shall be sent by registered mail or its equivalent to the following address:

Nicole Kraft, Acting Chief Water Compliance Branch U.S. Environmental Protection Agency, Region 2 290 Broadway, 20th Floor New York, New York 10007 Attn: Murray Lantner Failure to provide the required information may subject the facility to penalties pursuant to Section 309 of the CWA. Failure to comply with the RFI shall also subject the facility to ineligibility for participation in work associated with Federal contracts, grants or loans. Should you have any questions regarding this request, feel free to contact Murray Lantner at (212) 637-3976 or via e-mail at lantner.murray@epa.gov.

Sincerely,

Nicole Kraft, Acting Chief Water Compliance Branch

cc: Joseph DiMura, P.E., Director, Bureau of Water Compliance Programs, NYSDEC Tony Leung, P.E., Regional Water Engineer, NYSDEC Region 1

United States Env Washi	rironmental Protection Agency		
	nce Inspection Rep	oort	
	tional Data System Coding (i		
Transaction Code NPDES 1 2 5 3 N Y R 2 0 A 0 6 2 11	yr/mo/day 12 1 6 0 9 1 3 17 Remarks	Inspection Type	Inspector Fac Type
21	I le li al la		
Inspection Work Days Facility Self-Monitoring Evaluation Rati			Reserved
		73 74 75	80
Name and Location of Facility Inspected (For industrial users include POTW name and NPDES permit number)	Section B: Facility Data	Entry Time/Date	Developer in the second
Village of Hewlett Harbor, 449 I		9/13/16, 9:40AM to 11Am	Permit Effective Date 5/1/15
Hewlett Harbor NY 11557	sepperiage Road	Exit Time/Date	3/1/13
		9/26/16, 12-2:30PM	Permit Expiration Date 4/30/17
Name(s) of On-Site Representative(s)/Title(s)/Phone and Fax Gerard LeClair, Superintendent o Mike Ryder Village Clerk 516 374-3806 villageclerk@hewlet	f Public Works		J., SIC NAICS, and other
Name, Address of Responsible Official/Title/Phone and Fax Nu Mark Weiss, Mayor, 449 Pepperid Road, Hewlett Harbor NY 11557 Section C: Areas Evaluated D	Contacted lge ☐ Yes ☑ No		
Permit ✓ Self-Monitoring	Program Pretreatment		
Records/Reports Facility Site Review ✓ Effluent/Receiving Waters Flow Measurement Compliance So Laboratory Operations & N Sludge Handlin	chedules Pollution Prediction Pr	vention ewer Overflow	•
Section D:	Summary of Findings/Comme	ents	
(Attach additional sheets of narrative and of SEV Codes SEV Description	criecklists, including Single E	vent Violation codes, a	s necessary)
Name(s) and Signature(s) of Inspector(s)			
Murray Lantner, P.E. Env. Eng.	Agency/Office/Phone and Fa EPA/DECA-WCB/(Date 2/1/12
Marrissa Abbruscato, Life Scientis	t EPA/DECA-WCB/	(212)6374293	211117
Signature of Management Q A Reviewer	Agency/Office/Phone and Fa	x Numbers	Date)
Sustine Modigliani, P.B., Chief, Compliance Section	on EPA/DECA-WCB/(2		2/3/7

INSTRUCTIONS

Section A: National Data System Coding (i.e., PCS)

Column 1:, Transaction Code: Use N, C, or D for New, Change, or Delete. All inspections will be new unless there is an error in the data entered.

Columns 3-11: NPDES Permit No. Enter the facility's NPDES permit number - third character in permit number indicates permit type for U=unpermitted, G=general permit, etc.. (Use the Remarks columns to record the State permit number, if necessary.)

Columns 12-17: Inspection Date. Insert the date entry was made into the facility. Use the year/month/day format (e.g., 04/10/01 = October 01, 2004).

Column 18: Inspection Type*. Use one of the codes listed below to describe the type of inspection:

· .	2 criormance Addit	U	10 Inspection with Pretreatment Audit	1	Pretreatment Compliance (Oversight)
В	Compliance Biomonitoring	Х	Toxics Inspection	-	Total Satisfaction Compilation (Oversight)
C	Compliance Evaluation (non-sampling)	Z	Sludge - Biosolids	@	Follow-up (enforcement)
D	Diagnostic	#	Combined Sewer Overflow-Sampling	ſ	Storm Water-Construction-Sampling
F	Pretreatment (Follow-up)	\$	Combined Sewer Overflow-Non-Sampling	ì	Storm Water-Construction-Sampling
G	Pretreatment (Audit)	+	Sanitary Sewer Overflow-Sampling	}	Storm Water-Construction-Non-Sampling
I	Industrial User (IU) Inspection	&	Sanitary Sewer Overflow-Non-Sampling		· •
J	Complaints	\	CAFO-Sampling	•	Storm Water-Non-Construction-Sampling
M	Multimedia	=	CAFO-Non-Sampling	~	Storm Water-Non-Construction-
Ν	Spill	2	IU Sampling Inspection		Non-Sampling
0	Compliance Evaluation (Oversight)	3	IU Non-Sampling Inspection	< ;	Storm Water-MS4-Sampling
Ρ	Pretreatment Compliance Inspection	4	IU Toxics Inspection	-	Storm Water-MS4-Non-Sampling
R	Reconnaissance	5	IU Sampling Inspection with Pretreatment		Storm Water-MS4-Audit
S	Compliance Sampling	6	IU Non-Sampling Inspection with Pretreatment		
	. •	7	IU Toxics with Pretreatment		

Column 19: Inspector Code. Use one of the codes listed below to describe the lead agency in the inspection.

A	State (Contractor) EPA (Contractor)	O— Other Inspectors, Federal/EPA (Specify in Remarks columns)
<u> </u>	EPA (Contractor) Corps of Engineers	P— Other Inspectors, State (Specify in Remarks columns) R— EPA Regional Inspector
J	Joint EPA/State Inspectors—EPA Lead	S — State Inspector
Ņ —	Local Health Department (State) NEIC Inspectors	T — Joint State/EPA Inspectors—State lead

Column 20: Facility Type. Use one of the codes below to describe the facility.

- 1 Municipal. Publicly Owned Treatment Works (POTWs) with 1987 Standard Industrial Code (SIC) 4952.
- 2 Industrial. Other than municipal, agricultural, and Federal facilities.
- 3 Agricultural. Facilities classified with 1987 SIC 0111 to 0971.
- 4 Federal. Facilities identified as Federal by the EPA Regional Office.
- 5 Oil & Gas. Facilities classified with 1987 SIC 1311 to 1389.

Performance Audit

Columns 21-66: Remarks. These columns are reserved for remarks at the discretion of the Region.

Columns 67-69: Inspection Work Days. Estimate the total work effort (to the nearest 0.1 work day), up to 99.9 days, that were used to complete the inspection and submit a QA reviewed report of findings. This estimate includes the accumulative effort of all participating inspectors; any effort for laboratory analyses, testing, and remote sensing; and the billed payroll time for travel and pre and post inspection preparation. This estimate does not require detailed documentation.

Column 70: Facility Evaluation Rating. Use information gathered during the inspection (regardless of inspection type) to evaluate the quality of the facility self-monitoring program. Grade the program using a scale of 1 to 5 with a score of 5 being used for very reliable self-monitoring programs, 3 being satisfactory, and 1 being used for very unreliable programs.

Column 71: Biomonitoring Information. Enter D for static testing. Enter F for flow through testing. Enter N for no biomonitoring.

Column 72: Quality Assurance Data Inspection. Enter Q if the inspection was conducted as followup on quality assurance sample results. Enter N otherwise.

Columns 73-80: These columns are reserved for regionally defined information.

Section B: Facility Data

This section is self-explanatory except for "Other Facility Data," which may include new information not in the permit or PCS (e.g., new outfalls, names of receiving waters, new ownership, other updates to the record, SIC/NAICS Codes, Latitude/Longitude).

Section C: Areas Evaluated During Inspection

Check only those areas evaluated by marking the appropriate box. Use Section D and additional sheets as necessary. Support the findings, as necessary, in a brief narrative report. Use the headings given on the report form (e.g., Permit, Records/Reports) when discussing the areas evaluated during the inspection.

Section D: Summary of Findings/Comments

Briefly summarize the inspection findings. This summary should abstract the pertinent inspection findings, not replace the narrative report. Reference a list of attachments, such as completed checklists taken from the NPDES Compliance Inspection Manuals and pretreatment guidance documents, including effluent data when sampling has been done. Use extra sheets as necessary.

*Footnote: In addition to the inspection types listed above under column 18, a state may continue to use the following wet weather and CAFO inspection types until the state is brought into ICIS-NPDES: K: CAFO, V: SSO, Y: CSO, W: Storm Water 9: MS4. States may also use the new wet weather, CAFO and MS4 inspections types shown in column 18 of this form. The EPA regions are required to use the new wet weather, CAFO, and MS4 inspection types for inspections with an inspection date (DTIN) on or after July 1, 2005.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 2, DECA-WCB

20th Floor, 290 Broadway, New York, NY 10007

Compliance Evaluation Inspection: Hewlett Harbor, MS4, Outfall Reconnaissance

Inspection Date:

Sept. 13 and 26, 2016

Inspection Time:

9/13/16: 9:40 to 11AM

0/26/16: 12 to 2:20 DM

9/26/16: 12 to 2:30 PM

EPA Representative(s):

Murray Lantner, P.E. Environmental Engineer, UŞEPA Region 2,

(212) 637-3976

Marissa Abbruscato, Life Scientist, USEPA Region 2, (212) 637-4293

on 9/13/16 only

On-Site Representative:

Gerard LeClair, Superintendent of Public Works

Site Information:

Village of Hewlett Harbor, 449 Pepperidge Road Hewlett Harbor NY,

11557

SPDES/ICIS No. NYR20A062

SIC Code:

4952

I. INTRODUCTION

On September 13 and 26 2016 the United States Environmental Protection Agency ("EPA") conducted a Compliance Evaluation Inspection ("CEI") of the Village of Hewlett Harbor's Municipal Separate Storm Sewer System (MS4) outfalls. The inspection was conducted to assess the dry weather discharge status of Lawrence's outfalls permitted under the State Pollutant Discharge Elimination System (SPDES) General Permit for Stormwater Discharges from MS4s (GP-0-15-003) issued by the New York State Department of Environmental Conservation ("DEC"). Discharges from the Village's MS4 are regulated under SPDES Permit NYR20A062. Mr. LeClair was the facility representative on site at the time of the inspection. Credentials were presented to the Village representative. Weather conditions on both days at the time of inspection were warm and sunny, with no precipitation.

While on site, EPA and facility representatives visited all of the Village's mapped/known outfalls. During the inspection the EPA noted the following concerns.

II. FINDINGS & OBSERVATIONS

A. POTENTIAL NON COMPLIANCE ITEMS

Part V.A.3.d of the MS4 Permit requires that an Outfall Reconnaissance Inventory inspection be conducted at MS4 outfalls within a 5 year period. During the inspection

information on the status of this program was requested from the Hewlett Harbor representative. Information on Hewlett Harbor's outfall reconnaissance inventory was not available as required by the MS4 Permit. Note that based upon the Village's Annual Report dated March 9, 2015 (see below) it appears to indicate that it has 6 MS4 outfalls. However, based on this EPA inspection there are approximately 18 or 19 MS4 outfalls.

7368169291	
	MS4 Annual Report Form
	tted for the reporting period ending March 9, 2 0 1 5
If submitting this form as par	t of a joint report on behalf of a coalition leave SPDES ID blank.
Name of MS4/Coalition Incorporated Village of	SPDES ID N Y R 2 0 A 0 6 2
Minimum Control Mea	sure 3. Illicit Discharge Detection and Elimination
The information in this section is being	reported (check one):
 On behalf of an individual MS4 On behalf of a coalition How many MS4s contribution 	ibuted to this report?
1. Enter the number and approx	. percent of outfalls mapped: 6 # 1 0 0 %
2. How many of these outfalls ha reporting period (outfall recor	ve been screened for dry weather discharges during this maissance inventory)?
3.a. What types of generating sites reporting period?	/sewersheds were targeted for inspection during this
O Auto Recyclers	 Landscaping (Irrigation)
Building Maintenance	O Marinas

B. AREAS OF CONCERN

- 1. As shown in photos 737 to 739, contractors for American Water in Hewlett Harbor were discharging turbid water into a storm sewer catch basin. The discharge was associated with potable water and sediment associated with the repair of a drinking water line. Also, the stormwater line behind the bulkhead needs to be reconnected to the outfall see photo 854
- 2. The manhole to access the catch basin tributary to the outfall at or near 936 Wateredge Place was obstructed by a Rock Garden. Please explain if this access is needed to maintain the catch basin.
- 3. The catch basins at the following addresses should be inspected and cleaned as needed.
 - a. 996 and 1008 Wateredge the level in the catch basin appeared to be above the tide level.

- b. 1304 Seawane Drive there was a catch basin at this location that was in need of cleaning.
- 4. The MS4 outfall maps do not contain outfall numbers. The Village should work to number its outfalls.

III. ATTACHMENTS

Attachment 1 – Table of Outfalls and Catch Basin Visited

Attachment 2 - Google Earth Pro Aerial images of GPS points collected during inspection

Attachment 3 - Photos

Attachment 1 – Table of locations of outfalls and catch basins visited in Hewlett Harbor 9/13/16

lat	lon	GPS Point	Outfall No.	Town	Loc_Des c	Outfall_ obs	Outfall Conditio n	Ammoni a_mg_l	рН	chlorine _mg_l	Photos	Diamete r (inches)	Follow_ Up
40.6336	-73.6737	101	1	НН	Thixton_ Creek_S eawane Golf Course	Subm	erged	0.5	7 to 8	0	726, 729		None
40.6305	-73.6762	102	2	НН		No Flow					727, 728	24	None
40.6318 7	-73.6856	103	3	нн		Trickle					730, 731	24	None
40.6377	-73.6915		, 107, 170		19						735, 736, 854	discharge sewer behind b from drink line re 9/13 Stormw needs reconn	oulkhead king water pair on k/16, ater line to be pected.
40.6298 7	-73.6817	120	4	нн		1	Partially erged	0.5			745, 746	36	None
40.6300	-73.6805	121	5	нн		No Dis	scharge					24	None

lat	lon	GPS Point	Outfall No.	Town	Loc_Des c	Outfall_ obs	Outfall Conditio n	Ammoni a_mg_l	рН	chlorine _mg_l	Photos	Diamete r (inches)	Follow_ Up
40.6304 4	-73.6806	122											
40.6295 9	-73.6799	123	6	НН		No Dicharge	Spalling,	Cracking, C	hipping.		748	24	None
40.6285 2	-73.6812	124	7	нн	Channel Drive	No Dis	scharge - Vi	ewed Catch	Basin not o	utfall.			
40.6263	-73.6819	125	8	НН	Channel Drive - Harbor Road	No Dise	charge					24	None
40.6261 5	-73.6845	126	9	ΗΗ		No Discharg e - viewed Catch Basin, Outfall partially submerg ed	Spalling,	Cracking, C	hipping.			24	None

lat	lon	GPS Point	Outfall No.	Town	Loc_Des c	Outfall_ obs	Outfall Conditio n	Ammoni a_mg_l	рН	chlorine _mg_l	Photos	Diamete r (inches)	Follow_ Up
40.6254 7	-73.6857	161	10	НН	936 Watered ge Place	No Di	scharge, No	Odor			846, 847, 848	cover rock/ga should	in 848 is red by
40.6272	-73.6881	162	11	нн	956 Watered ge Place	No Di	scharge, No	Odor				12	None
40.6272	-73.6881	163											

lat	lon	GPS	Outfall	Town	Loc_Des	Outfall_	Outfall	Ammoni	рН	chlorine	Photos	Diamete	Follow_
		Point	No.		c	obs	Conditio	a_mg_l	Pi'	_mg_l	1 110103	r	Up
						0.03	n	u_'''6_'		_'''5_'		(inches)	Oβ
40.6273	-73.6877	164	12	1111	000 - 1	N D:			L	<u> </u>		_	
6	-75.0077	104	12	НН	996 and			Odor, Catch				18	AOC
					1008	elevatio	on appeared	to be abov	e tide, may	need to be	cleaned		Catch
					Watered								basin
					ge Place								had
													water in
													it and
													invert
													elevatio
													n
													appeare
													d to be
													above
													tide,
													may
													need to
													be .
													cleaned
40.6274	-73.6876	165											
5													
40.6277	-73.6886	166	13			No Disc	charge, No	Odors					None
4													

lat	lon	GPS Point	Outfall No.	Town	Loc_Des c	Outfall_ obs	Outfall Conditio n	Ammoni a_mg_l	рН	chlorine _mg_l	Photos	Diamete r (inches)	Follow_ Up
40.6311	-73.6906	167	14	НН	1170 Seawane Drive	No I	L Discharge, N	L Io Odor, Sul	l omerged Οι	Lutfall		24	None
40.6337 5	-73.6923	168	15	НН	209 Seawane Place	No Di	scharge, No	Odor				24	None
			16	нн	1304 Seawane Drive		Not found, tl Ammonia 0				3851		AOC clogged catch basin needs cleaning
40.6372 5	-73.6909	169	19	НН	Everett and Albon	No Di	scharge, No	Odor					None

lat	lon	GPS Point	Outfall No.	Town	Loc_Des c	Outfall_ obs	Outfall Conditio n	Ammoni a_mg_l	рН	chlorine _mg_l	Photos	Diamete r (inches)	Follow_ Up
40.6377	-73.6912	170	19	НН	Everett a	nd Albon	.,				3854	(inches)	AOC - Pipe at new bulkhea d needs to be reconne cted

Attachment 2 – Aerial Image of Outfalls and Catch Basins Hewlett Harbor, NY GPS points taken with Garmin eTrex 10 GPS unit June 13, 2016 and June 26, 2016





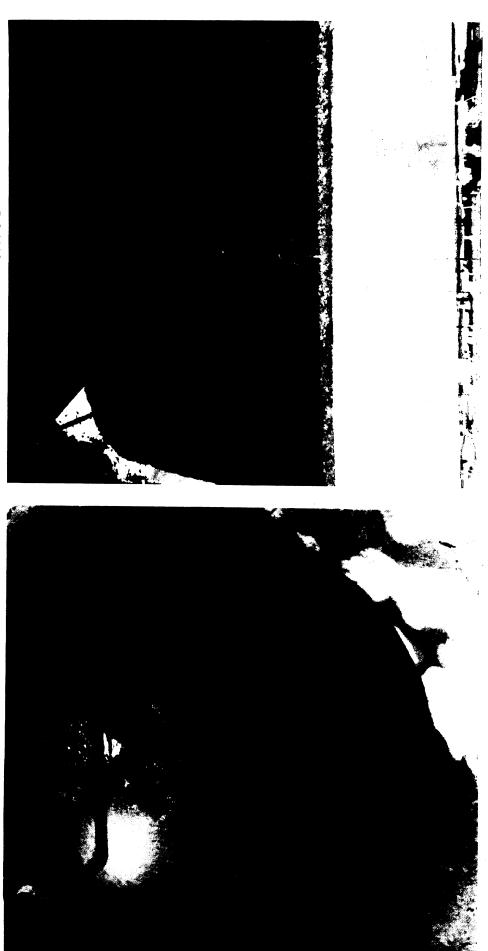
				•	ı

Att. 3 – Hewlett Harbor, NY
September 13 and 26, 2016
EPA MS4 Outfall Inspection Unedited Digital Photos
Nikon Coolpix P510 Digital Camera
Murray Lantner, Env. Eng, EPA Region 2



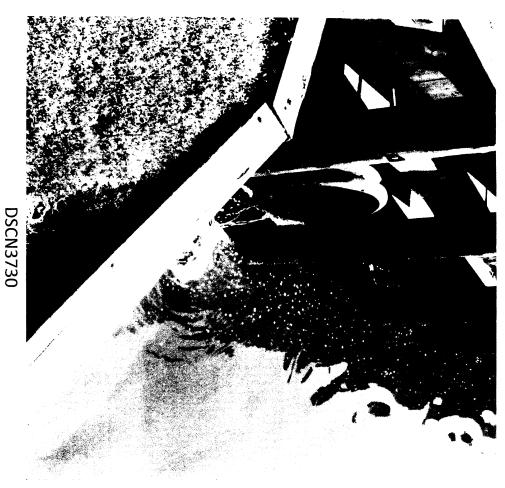


DSCN3727



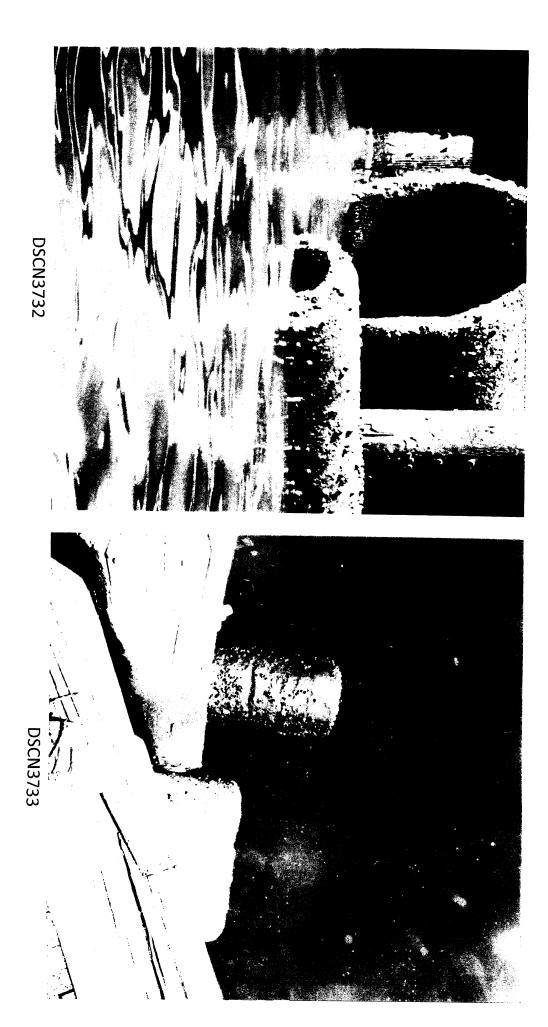
DSCN3728

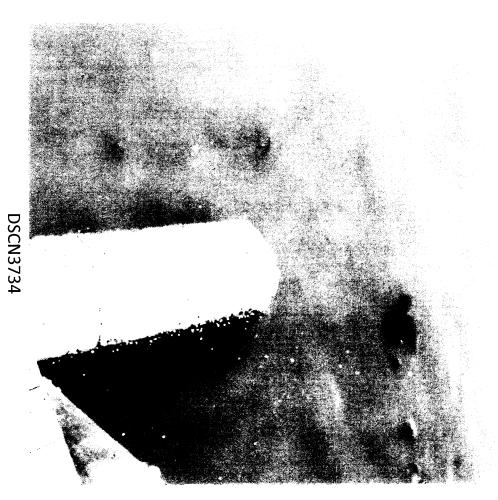
DSCN3729

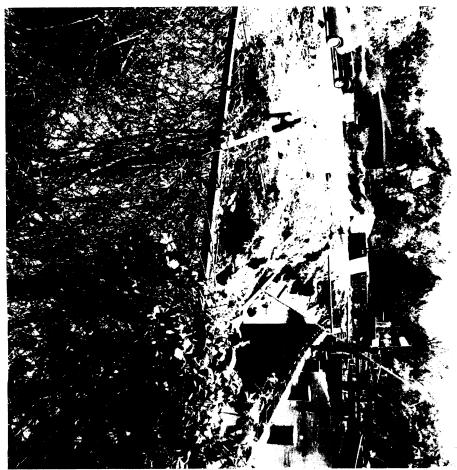




DSCN3731





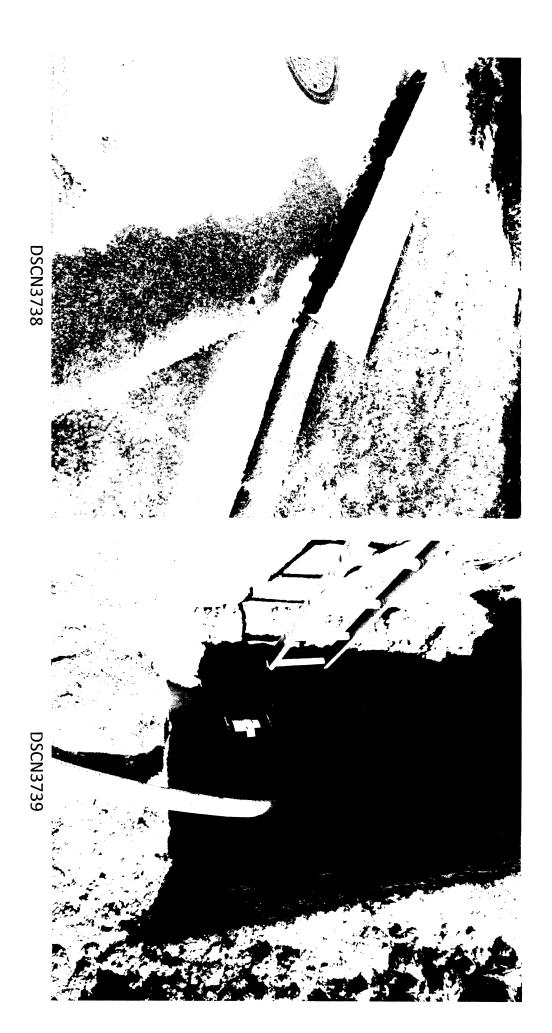


DSCN3735





DSCN373





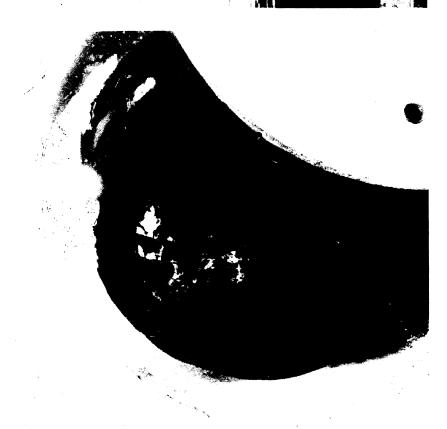




DSCN3847

DSCN3849

DSCN3848



DSCN3850

DSCN3851

